

AMENDED IN SENATE MARCH 28, 2016

SENATE BILL

No. 1073

Introduced by Senator Monning

February 16, 2016

An act to amend Sections 105250, 105251, and 131051 of, and to add Sections 105249, 105251.1, 105251.2, and 105251.3 to, the Health and Safety Code, relating to ~~building standards~~, public health.

LEGISLATIVE COUNSEL'S DIGEST

SB 1073, as amended, Monning. ~~Building standards; lead. Residential housing; lead-based paint.~~

Existing law requires the State Department of Public Health to implement and administer a residential lead-based paint hazard reduction program, as specified, including adopting regulations regarding accreditation of providers of health and safety training to employees who engage in or supervise lead-related construction work, as defined, and certification of employees who have successfully completed that training and to establish and impose fees for those accreditations and certifications and for licensing entities engaged in lead-related occupations, as specified.

This bill would require the department to update those regulations and other regulations governing lead-related construction work to conform to the federal Environmental Protection Agency's Lead Renovation, Repair, and Painting Rule or to be more stringent. The bill would require the department to request authorization from the agency to enforce provisions of that rule and, upon receiving that authorization, to adopt regulations establishing procedures pursuant to which a local law enforcement agency, as defined, may elect to assume and carry out responsibility for those enforcement activities in its jurisdiction. The

bill would require a local enforcement agency that elects to carry out those enforcement activities to submit an annual report to the department regarding those activities, as specified.

This bill would require the department to review and revise its fee schedule a minimum of once in any 8-year period and, if necessary, adopt regulations establishing new fee amounts that account for changes in the cost of living, not to exceed the department's reasonable costs to administer those provisions. The bill would also require the department to submit a report, on or before February 28 of each year, to the federal Environmental Protection Agency that contains a registry of programs, individuals, and entities certified by the department as of December 31 of the preceding calendar year and information, if any, received by the department from local law enforcement agencies regarding their enforcement activities. The bill would prohibit a certified lead inspector or assessor, certified lead project monitor, or certified lead sampling technician from performing lead-related construction on a structure on which that person conducted lead hazard evaluation and would require the department to revoke the certification of a person who violates that prohibition. The bill would also make related findings and declarations and a conforming change.

~~The California Building Standards Law provides for the adoption of building standards by state agencies by requiring all state agencies that adopt or propose adoption of any building standard to submit the building standard to the California Building Standards Commission for approval and adoption.~~

~~This bill would state the intent of the Legislature to enact legislation that would align state and federal regulations related to lead in homes and buildings.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. It is the intent of the Legislature to enact~~
2 ~~legislation that would align state and federal regulations related~~
3 ~~to lead in homes and buildings.~~

4 SECTION 1. (a) *The Legislature finds and declares all of the*
5 *following:*

6 (1) *The United States Consumer Product Safety Commission*
7 *banned the use of lead-based paint in homes and public buildings,*

1 *effective February 27, 1978, but lead paint, often in a dangerously*
2 *deteriorated condition, remains present in many California homes*
3 *built prior to 1978.*

4 *(2) People are most commonly exposed to lead when home*
5 *renovation, repair, and painting projects disturb lead-based*
6 *painted surfaces and release lead-contaminated dust.*

7 *(3) Given the well-documented and substantial adverse effects*
8 *of lead exposure on human health, persistent residential lead*
9 *contamination is a serious public health and environmental justice*
10 *issue throughout California.*

11 *(b) It is the intent of the Legislature to reduce the risk of lead*
12 *poisoning by establishing a state program based on the federal*
13 *Environmental Protection Agency's Lead Renovation, Repair, and*
14 *Painting Rule.*

15 *SEC. 2. Section 105249 is added to the Health and Safety Code,*
16 *immediately preceding Section 10250, to read:*

17 *105249. This chapter shall be known, and may be cited, as the*
18 *California Lead Safety Enhancement Act of 2016.*

19 *SEC. 3. Section 105250 of the Health and Safety Code is*
20 *amended to read:*

21 *105250. (a) A program is hereby established within the*
22 *department to meet the requirements of the Residential Lead-Based*
23 *Paint Hazard Reduction Act of 1992 (42 U.S.C. Sec. 4851 and*
24 *following) and Title X of the Housing and Community*
25 *Development Act of 1992 (P.L. 102-550).*

26 *(b) The department shall implement and administer the program.*
27 *The department shall have powers and authority consistent with*
28 *the intent of, and shall adopt regulations to establish the program*
29 *as an authorized state program pursuant to, Title IV, Sections 402*
30 *to 404, inclusive, of the Toxic Substances Control Act (15 U.S.C.*
31 *Sec. 2601 and following).*

32 *(c) (1) Regulations regarding accreditation of training providers*
33 *that are adopted the department adopts pursuant to subdivision (b)*
34 *shall include, but not be limited to, provisions governing*
35 *accreditation of providers of health and safety training to*
36 *employees who engage in or supervise lead-related construction*
37 *work work, as defined in Section 6716 of the Labor Code, 105251,*
38 *and certification of employees who have successfully completed*
39 *that training. Regulations*

(2) *Regulations* regarding accreditation of training providers shall, as a condition of accreditation, require providers to offer training that meets the requirements of Section 6717 of the Labor Code. ~~The~~

(d) (1) ~~The department shall, not later than on or before August 1, 1994, adopt regulations establishing fees for the accreditation of training providers, the certification of individuals, and the licensing of entities engaged in lead-related occupations. The fees imposed under pursuant to this subdivision paragraph shall be established at levels not exceeding an amount sufficient to cover the costs of administering and enforcing the standards and regulations adopted under this section. The fees established pursuant to this subdivision paragraph shall not be imposed on any state or local government or nonprofit training program.~~

(2) *Beginning January 1, 2017, the department shall review its schedule of fees collected pursuant to this paragraph at least once in any eight-year period and, if necessary, adopt regulations establishing new fee amounts that account for changes in the cost of living, not to exceed the department's reasonable costs to administer this chapter.*

~~(d)~~

(e) All regulations affecting the training of employees shall be adopted in consultation with the Division of Occupational Safety and Health. The regulations shall include provisions for allocating to the division an appropriate portion of funds to be expended for the program for the division's cost of enforcing compliance with training and certification requirements. ~~The department shall adopt regulations to establish the program on or before August 1, 1994.~~

~~(e)~~

(f) (1) The department shall review and amend its training, certification, and accreditation regulations adopted under this section as is necessary to ensure continued eligibility for federal and state funding of lead-hazard reduction activities in the state.

~~(f) Effective July 1, 2010, all fees collected pursuant to subdivision (e) shall be deposited in the Lead-Related Construction Fund, which is hereby created in the State Treasury. Moneys in the fund shall be expended by the department upon appropriation by the Legislature for the purposes of this chapter. Moneys in the fund are available for cashflow borrowing pursuant to Sections 16310 and 16381 of the Government Code.~~

~~(g) Of the amount appropriated in Item 4265-001-0070 of Section 2.00 of the Budget Act of 2009, five hundred thousand dollars (\$500,000) from the Occupational Lead Poisoning Prevention Account shall be used to administer the program in the 2009-10 fiscal year. These funds shall be repaid to the Occupational Lead Poisoning Prevention Account upon a determination by the Department of Finance that sufficient moneys are available in the Lead-Related Construction Fund. No interest shall be paid by the Lead-Related Construction Fund at the time of repayment.~~

(2) The department shall review and amend its regulations governing lead-related construction work, including training, certification, and accreditation, to conform to the federal Environmental Protection Agency's Lead Renovation, Repair, and Painting Program Rule (40 C.F.R. 745) or impose more stringent requirements and standards that are consistent with Section 2617 of Title 15 of the United States Code.

(3) (A) The department shall request authorization from the federal Environmental Protection Agency to administer and enforce all of the provisions of 40 C.F.R. Part 745, Subpart E and Subpart L.

(B) (i) Upon receipt of authorization, if any, from the agency pursuant to subparagraph (A), the department shall adopt regulations establishing procedures pursuant to which a local law enforcement agency may elect to assume and carry out responsibility for those enforcement activities in its jurisdiction.

(ii) A local enforcement agency that elects to assume enforcement responsibility as described in subclause (i) shall, on or before February 28 of each year, submit to the department a report of its enforcement activities during the immediately preceding calendar year.

SEC. 4. Section 105251 of the Health and Safety Code is amended to read:

105251. For purposes of this chapter, the following definitions shall apply:

(a) The following terms shall have the same meaning as contained respective meanings set forth in Chapter 8 (commencing with Section 35001) of Division 1 of Title 17 of the California Code of Regulations adopted by the State Department of Public Health—Services pursuant to Sections 105250 and 124160:

1 “abatement,” “accredited training provider,” “certificate,” “course
2 completion form,” ~~“DHS-approved~~ “CDPH-approved course,”
3 “lead hazard,” “lead hazard evaluation,” ~~“lead-related~~ “lead-related
4 construction work,” “public building,” and “residential building.”

5 (b) “Code enforcement officer” means a sworn or non-sworn
6 inspector, officer, or investigator employed by a city, county, or
7 city and county, who possesses specialized training in, and whose
8 primary duties are, the prevention, detection, investigation, and
9 enforcement of violations of laws regulating substandard housing
10 conditions, public nuisance, public health, safety, and welfare,
11 public works, business activities, consumer protection, building
12 standards, land-use, or municipal affairs.

13 ~~(b)~~

14 (c) “Department” means the State Department of ~~Health~~
15 ~~Services~~. *Public Health*.

16 (d) “Fund” means the *Lead-Related Construction Fund* created
17 by subdivision (a) of Section 105251.1.

18 ~~(e)~~

19 (e) “Local enforcement agency” means the health department,
20 environmental agency, housing department, or building department
21 of any city, county, or city and county.

22 SEC. 5. Section 105251.1 is added to the *Health and Safety*
23 *Code*, to read:

24 105251.1. (a) All fees collected pursuant to this chapter shall
25 be deposited in the *Lead-Related Construction Fund*, which is
26 hereby created in the *State Treasury*.

27 (b) (1) Moneys in the fund shall be expended by the department
28 upon appropriation by the Legislature for the purposes of this
29 chapter.

30 (2) Moneys in the fund are available for cashflow borrowing
31 pursuant to Sections 16310 and 16381 of the *Government Code*.

32 (3) Of the amount appropriated in Item 4265-001-0070 of
33 Section 2.00 of the Budget Act of 2009, five hundred thousand
34 dollars (\$500,000) from the *Occupational Lead Poisoning*
35 *Prevention Account* shall be used to administer the program in
36 the 2009–10 fiscal year. These funds shall be repaid to the
37 *Occupational Lead Poisoning Prevention Account* upon a
38 determination by the Department of Finance that sufficient moneys
39 are available in the *Lead-Related Construction Fund*. No interest

1 *shall be paid by the Lead-Related Construction Fund at the time*
2 *of repayment.*

3 *SEC. 6. Section 105251.2 is added to the Health and Safety*
4 *Code, to read:*

5 *105251.2. On or before February 28 of each year, the*
6 *department shall submit a report to the federal Environmental*
7 *Protection Agency that contains all of the following information:*

8 *(a) The registry, as of December 31 of the immediately*
9 *preceding calendar year, of the training programs, individuals,*
10 *and entities certified by the department pursuant to Section 105250.*

11 *(b) Information, if any, submitted to the department by local*
12 *enforcement agencies pursuant subclause (ii) of subparagraph (B)*
13 *of paragraph (3) of subdivision (f) Section 105250.*

14 *SEC. 7. Section 105251.3 is added to the Health and Safety*
15 *Code, to read:*

16 *105251.3. (a) A certified lead inspector or assessor, certified*
17 *lead project monitor, or certified lead sampling technician*
18 *conducting lead hazard evaluation on a structure shall not conduct*
19 *lead-related construction on that structure.*

20 *(b) The department shall revoke the certification of a person*
21 *who violates subdivision (a).*

22 *SEC. 8. Section 131051 of the Health and Safety Code is*
23 *amended to read:*

24 *131051. The duties, powers, functions, jurisdiction, and*
25 *responsibilities transferred to the State Department of Public Health*
26 *shall, pursuant to the act that added this section, include all of the*
27 *following previously performed by the former State Department*
28 *of Health Services:*

29 *(a) Under the jurisdiction of the Deputy Director for Prevention*
30 *Services:*

31 *(1) The Office of AIDS, including but not limited to:*

32 *(A) The AIDS Drug Assistance Program (Chapter 6*
33 *(commencing with Section 120950) of Part 4 of Division 105).*

34 *(B) The AIDS Early Intervention Program (Chapter 4*
35 *(commencing with Section 120900) of Part 4 of Division 105).*

36 *(C) The CARE Services Program, provided for pursuant to the*
37 *federal Ryan White CARE Act, 42 U.S.C. Section 300ff.*

38 *(D) The CARE/Health Insurance Premium Payment Program*
39 *(federal Ryan White CARE Act, 42 U.S.C. Sec. 300ff).*

- 1 (E) The Housing Opportunities for Persons with AIDS Program
2 (Section 100119).
- 3 (F) The Residential AIDS Licensed Facilities Program (former
4 Section 100119; Chapter 2 (commencing with Section 120815) of
5 Part 4 of Division 105).
- 6 (G) The AIDS Case Management Program (federal Ryan White
7 CARE Act, 42 U.S.C. Sec. 300ff; Chapter 2 (commencing with
8 Section 120815) of Part 4 of Division 105).
- 9 (H) The AIDS Medi-Cal Waiver Program (former Section
10 100119; 42 U.S.C. Sec. 1396n(c)).
- 11 (I) The Bridge Project (former Section 100119).
- 12 (J) The HIV Therapeutic Monitoring Program (Chapter 16
13 (commencing with Section 121345) of Part 4 of Division 105).
- 14 (K) The Learning Immune Function Enhancement program
15 (former Section 100119).
- 16 (L) The San Ysidro Prevention Project (Section 113019).
- 17 (M) The California Statewide Treatment Education Program
18 (former Section 100119).
- 19 (N) The HIV Counseling and Testing Program (Section 113019).
- 20 (O) The Neighborhood Intervention Geared Toward High-Risk
21 Testing program (former Section 100119).
- 22 (P) The Perinatal Transmission Prevention Project (Section
23 113019).
- 24 (Q) The California AIDS Clearinghouse (Section 113019).
- 25 (R) The California Disclosure Assistance and Partner
26 Services/Partner Counseling and Referral Services (Section
27 113019).
- 28 (S) The African-American HIV Initiative (Section 113019;
29 Chapter 13.7 (commencing with Section 120290) of Part 4 of
30 Division 105).
- 31 (T) The Injection Drug User HIV Testing Utilizing Hepatitis C
32 Testing High-Risk Initiative (Section 113019).
- 33 (U) The Prevention with Positives High-Risk Initiative (Section
34 113019).
- 35 (V) The Statewide Technical Assistance Initiatives (Section
36 113019).
- 37 (W) The HIV/AIDS Case Registry (Sections 113019, 120125,
38 and 120130).
- 39 (2) The Office of Binational Border Health, including, but not
40 limited to, all of the following:

1 (A) The California-Mexico Health Initiative (Part 3
2 (commencing with Section 475) of Division 1).

3 (B) The Early Warning Infectious Disease Surveillance Program
4 (Chapter 2 (commencing with Section 1250) of Division 2; Chapter
5 2 (commencing with Section 120130) of Part 1 of Division 105).

6 (3) The Division of Communicable Disease Control, including,
7 but not limited to, all of the following:

8 (A) The Infant Botulism Treatment and Prevention Program
9 (Article 2.5 (commencing with Section 123700) of Chapter 3 of
10 Part 2 of Division 106).

11 (B) The Sexually Transmitted Disease Control Program (Part
12 3 (commencing with Section 120500) of Division 105).

13 (C) The Infectious Disease Program (Chapter 2 (commencing
14 with Section 120130) of Part 1 of Division 105).

15 (D) The Bioterrorism Epidemiology Program.

16 (E) The Vector Borne Disease (Part 11 (commencing with
17 Section 116100) of Division 104).

18 (F) The Tuberculosis Control Program (Part 5 (commencing
19 with Section 121350) of Division 105).

20 (G) The Microbial Diseases Laboratory (Chapter 2 (commencing
21 with Section 100250) of Division 101).

22 (H) The Viral and Rickettsial Disease Laboratory (Chapter 2
23 (commencing with Section 100250) of Division 101).

24 (I) The West Nile Human Surveillance Program (Chapter 2
25 (commencing with Section 116110) of Part 11 of Division 104).

26 (J) The Immunization Program (Part 2 (commencing with
27 Section 120325) of Division 105).

28 (K) The Vaccines for Children Program (Part 2 (commencing
29 with Section 120325) of Division 105).

30 (4) The Division of Chronic Disease and Injury Control,
31 including, but not limited to, all of the following:

32 (A) The IMPACT Prostate Cancer Treatment Program (Chapter
33 7 (commencing with Section 104322) of Part 1 of Division 103),
34 until June 30, 2012. Commencing July 1, 2012, the duties, powers,
35 functions, jurisdiction, and responsibilities of the State Department
36 of Public Health regarding this program are hereby with the State
37 Department of Health Care Services.

38 (B) The Every Woman Counts program (Breast and Cervical
39 Cancer Screening Program) (Article 1.3 (commencing with Section
40 104150) of Chapter 2 of Part 1 of Division 103; Section 30461.6

1 of the Revenue and Taxation Code), until June 30, 2012.
2 Commencing July 1, 2012, the duties, powers, functions,
3 jurisdiction, and responsibilities of the State Department of Public
4 Health regarding this program are hereby with the State Department
5 of Health Care Services.

6 (C) The Well-Integrated Screening and Evaluation for Women
7 Across the Nation Demonstration Project (Article 1.3 (commencing
8 with Section 104150) of Chapter 2 of Part 1 of Division 103).

9 (D) The California Nutrition Network (Chapter 2 (commencing
10 with Section 104575) of Part 3 of Division 103).

11 (E) The Cancer Research Program (Article 2 (commencing with
12 Section 104175) of Chapter 2 of Part 1 of Division 103).

13 (F) The Translational Cancer Research and Technology Transfer
14 Program (Article 2 (commencing with Section 104175) of Chapter
15 2 of Part 1 of Division 103).

16 (G) The Ken Maddy California Cancer Registry (Chapter 2
17 (commencing with Section 103875) of Part 2 of Division 102).

18 (H) The California Osteoporosis Prevention and Education
19 Program (Chapter 1 (commencing with Section 125700) of Part 8
20 of Division 106).

21 (I) The Preventive Health Care for the Aging Program (Part 4
22 (commencing with Section 104900) of Division 103).

23 (J) The California Arthritis Prevention Program (former Section
24 100185).

25 (K) The Office of Oral Health (Chapter 3 (commencing with
26 Section 104750) of Part 3 of Division 103).

27 (L) The Children's Dental Disease Prevention Program (Article
28 3 (commencing with Section 104770) of Chapter 3 of Part 3 of
29 Division 103).

30 (M) The Community Water Fluoridation Program (Article 3.5
31 (commencing with Section 116409) of Chapter 4 of Part 12 of
32 Division 104).

33 (N) The California Asthma Public Health Initiative (Chapter
34 6.5 (commencing with Section 104316) of Part 1 of Division 103).

35 (O) The California Obesity Prevention Initiative (Chapter 2
36 (commencing with Section 104575) of Part 3 of Division 103).

37 (P) The School Health Connections program (Chapter 2
38 (commencing with Section 104575) of Part 3 of Division 103).

39 (Q) The California Project LEAN (Chapter 2 (commencing with
40 Section 104575) of Part 3 of Division 103).

1 (R) The California Center for Physical Activity (Section
2 131085).

3 (S) The California Diabetes Program (Section 131085).

4 (T) The Preventive Medicine Residency Program (Section
5 131090).

6 (U) The California Epidemiologic Investigation Service (Article
7 4 (commencing with Section 100325) of Chapter 2 of Part 1 of
8 Division 101).

9 (V) The Continuing Professional Education Program (Section
10 131090).

11 (W) The Injury Surveillance and Epidemiology Program (Part
12 2 (commencing with Section 104325) of Division 103).

13 (X) The State and Local Injury Control Program (Chapter 1
14 (commencing with Section 104325) of Part 2 of Division 103).

15 (Y) The Office on Disability and Health (former Section
16 100185).

17 (Z) The Alzheimer's Disease Program (Article 4 (commencing
18 with Section 125275) of Chapter 2 of Part 5 of Division 106).

19 (AA) The California Tobacco Control Program (Chapter 1
20 (commencing with Section 104350) of Part 3 of Division 103).

21 (5) The Division of Drinking Water and Environmental
22 Management, including, but not limited to, all of the following:

23 (A) The Medical Waste Management Program (Part 14
24 (commencing with Section 117600) of Division 104).

25 (B) The Department of Defense Oversight Program (Radiologic
26 Guidance and Approvals) (Part 9 (commencing with Section
27 114650) of Division 104).

28 (C) The Nuclear Emergency Response Program (Part 9
29 (commencing with Section 114650) of Division 104).

30 (D) The Institutions Program (Environmental Surveys) (Article
31 5 (commencing with Section 116025) of Chapter 5 of Part 10 of
32 Division 104).

33 (E) The Drinking Water Field Management program (Chapter
34 4 (commencing with Section 116270) of Part 12 of Division 104).

35 (F) The Environmental Health Specialist Registration Program
36 (Article 1 (commencing with Section 106600) of Chapter 4 of Part
37 1 of Division 104).

38 (G) The Sanitation and Radiation Laboratory (Article 2
39 (commencing with Section 100250) of Chapter 2 of Part 1 of

1 Division 101); Chapter 4 (commencing with Section 116270) of
2 Part 12 of Division 104).

3 (H) The Radon Program (Chapter 7 (commencing with Section
4 105400) of Part 5 of Division 103; Chapter 4 (commencing with
5 Section 116270) of Part 12, and Article 2 (commencing with
6 Section 106750) of Chapter 4 of Part 1, of Division 104).

7 (I) The Shellfish Sanitation Program (Chapter 5 (commencing
8 with Section 112150) of Part 6 of Division 104).

9 (J) The Ocean Beach Safety Programs (Article 2 (commencing
10 with Section 115875) of Chapter 5 of Part 10 of Division 104).

11 (K) The Bioterrorism Planning and Response for Drinking
12 Water, Medical Waste, and Environmental Health program (Article
13 6 (commencing with Section 101315) of Chapter 3 of Part 3 of
14 Division 101).

15 (L) The Safe Drinking Water State Revolving Fund (Chapter
16 4.5 (commencing with Section 116760) of Part 12 of Division
17 104).

18 (M) The Drinking Water Technical Programs (Chapter 4
19 (commencing with Section 16270) of Part 12 of Division 104;
20 Chapter 4.5 (commencing with Section 116760) of Part 12 of
21 Division 104; Article 3 (commencing with Section 106875) of
22 Chapter 4 of Part 1 of Division 104; Chapter 5 (commencing with
23 Section 116775) of Part 12 of Division 104; Chapter 5
24 (commencing with Section 115825) of Part 10 of Division 104;
25 Chapter 7 (commencing with Section 13500) of Division 7 of the
26 Water Code; Section 13411 of the Water Code).

27 (N) The Water Security, Clean Drinking Water, Coastal and
28 Beach Protection Act of 2002 (Proposition 50) (Division 26.5
29 (commencing with Section 79500) of the Water Code).

30 (6) The Division of Environmental and Occupational Disease
31 Control, including, but not limited to, all of the following:

32 (A) The California Birth Defect Monitoring Program (Chapter
33 1 (commencing with Section 103825) of Part 2 of Division 102).

34 (B) The Childhood Lead Poisoning Prevention Program (Chapter
35 5 (commencing with Section 105275) of Part 5 of Division 103;
36 Article 7 (commencing with Section 124125) of Chapter 3 of Part
37 2 of Division 106).

38 (C) ~~The California Lead-Related Construction Program Safety~~
39 ~~Enhancement Act of 2016~~ (Chapter 4 (commencing with Section
40 ~~105250~~ 105249) of Part 5 of Division 103).

1 (D) The Epidemiology Studies Laboratory (Sections 25416,
2 former Section 100170, Section 100325, and Section 104324.25).

3 (E) The Center for Autism and Developmental Disabilities
4 Research and Epidemiology (former Section 100170).

5 (F) The Cancer Cluster/Environmental Investigations (former
6 Section 100170).

7 (G) The Toxic Mold Program (Chapter 18 (commencing with
8 Section 26100) of Division 20).

9 (H) The Federal Agency for Toxic Substances and Disease
10 Registry Health Assessments, Education and Investigations
11 program (former Section 100170).

12 (I) The Fish Contamination Outreach and Education program
13 (former Section 100170).

14 (J) The Air Pollution and Cardiovascular Disease in the
15 California Teachers Study Cohort Project (former Section 100170).

16 (K) The Delta Watershed Fish Project (outreach, education, and
17 training to reduce exposures to mercury in fish) (former Section
18 100170).

19 (L) The Environmental Health Laboratory (former Section
20 100170; Article 2 (commencing with Section 100250) of Chapter
21 2 of Part 1 of Division 101).

22 (M) The Indoor Air Quality program (Chapter 7 (commencing
23 with Section 105400) of Part 5 of Division 103).

24 (N) The Outdoor Air Quality program (Section 60.9 of the Labor
25 Code).

26 (O) The Laboratory Response Network for Chemical Terrorism
27 program (former Section 100170; Article 2 (commencing with
28 Section 100250) of Chapter 2 of Part 1 of Division 101).

29 (P) The Air Quality and Human Monitoring Support Program
30 (former Section 100170).

31 (Q) The Hazard Evaluation System and Information Service
32 Program (Article 1 (commencing with Section 105175) of Chapter
33 2 of Part 5 of Division 103; Section 147.2 of the Labor Code).

34 (R) The Occupational Health Surveillance and Evaluation
35 Program (Article 1 (commencing with Section 105175) of Chapter
36 2 of Part 5 of Division 103).

37 (S) The Occupational Lead Poisoning Prevention Program
38 (Article 2 (commencing with Section 105185) of Chapter 2 of Part
39 5 of Division 103).

- 1 (T) The Occupational Blood Lead Registry (Article 2
2 (commencing with Section 105185) of Chapter 2 of Part 5 of
3 Division 103).
- 4 (7) The Division of Food, Drug and Radiation Safety, including,
5 but not limited to, all of the following:
- 6 (A) The Drug Licensing Program (Article 6 (commencing with
7 Section 111615) of Chapter 6 of Part 5 of Division 104).
- 8 (B) The Consumer Product Safety Program (Part 3 (commencing
9 with Section 108100) of Division 104).
- 10 (C) The Export Program (Article 2 (commencing with Section
11 110190) of Chapter 2 of Part 5 of Division 104).
- 12 (D) The Food Safety Inspection Program (Part 5 (commencing
13 with Section 109875) and Part 6 (commencing with Section
14 111940) of Division 104).
- 15 (E) The Foodborne Illness and Tampering Emergency Response
16 Program (Part 5 (commencing with Section 109875) of Division
17 104).
- 18 (F) The Retail Food Safety Program (Part 7 (commencing with
19 Section 113700) of Division 104).
- 20 (G) The Food Safety Industry Education and Training Program
21 (pursuant to Section 110485).
- 22 (H) The Medical Device Licensing Program (Article 6
23 (commencing with Section 111615) of Chapter 6 of Part 5 of
24 Division 104).
- 25 (I) The Medical Device Safety Program (Part 5 (commencing
26 with Section 109875) of Division 104).
- 27 (J) The Stop Tobacco Access to Kids Enforcement Program
28 (STAKE) (Division 8.5 (commencing with Section 22950) of the
29 Business and Professions Code).
- 30 (K) The Food and Drug Laboratory (Chapter 2 (commencing
31 with Section 100250) of Division 101).
- 32 (L) The Drug Safety Program (Part 4 (commencing with Section
33 109250) and Part 5 (commencing with Section 109875) of Division
34 104).
- 35 (M) The General Food Safety Program (Part 5 (commencing
36 with Section 109875) and Part 6 (commencing with Section
37 111940) of Division 104).
- 38 (N) The Food Testing Program (Chapter 2 (commencing with
39 Section 100250) of Division 101).

1 (O) The Forensic Alcohol Testing Program (Article 2
2 (commencing with Section 100700) of Chapter 4 of Part 1 of
3 Division 101).

4 (P) The Methadone Laboratory Regulating Program (Article 2
5 (commencing with Section 11839.23) of Chapter 10 of Part 2 of
6 Division 10.5).

7 (Q) The Radiologic Health Program (Part 9 (commencing with
8 Section 114650) of Division 104).

9 (R) The Mammography Program (Chapter 6 (commencing with
10 Section 114840) of Part 9 of Division 104).

11 (S) The Radioactive Materials Licensing and Inspection Program
12 (Chapter 8 (commencing with Section 114960) of Part 9 of
13 Division 104).

14 (T) The Radiological Technologist Certification Program
15 (Article 5 (commencing with Section 106955) of Part 1, and Article
16 3 (commencing with Section 114855) of Chapter 6 of Part 9 of
17 Division 104).

18 (U) The Radioactive Waste Tracking Program (Chapter 8
19 (commencing with Section 114960) of Part 9 of Division 104).

20 (V) The Radioactive Waste Minimization Program (Chapter 8
21 (commencing with Section 114960) of Part 9 of Division 104).

22 (W) The Low Level Radioactive Waste Management, Treatment
23 and Disposal Program (Chapter 8 (commencing with Section
24 114960) of Part 9 of Division 104).

25 (X) The Statewide Environmental Radiation Monitoring
26 Program (pursuant to Section 114755).

27 (Y) The Department of Energy Oversight Program (Part 9
28 (commencing with Section 114650) of Division 104).

29 (Z) The X-Ray Machine Inspection and Registration and
30 Mammography Quality Standards Act Inspection Program (Article
31 5 (commencing with Section 106955) of Part 1, and Article 3
32 (commencing with Section 114855) of Chapter 6 of Part 9 of
33 Division 104).

34 (8) The Deputy Director for Laboratory Science, including, but
35 not limited to, all of the following:

36 (A) The Environmental Laboratory Accreditation Program
37 (Article 3 (commencing with Section 100825) of Chapter 4 of Part
38 1 of Division 101).

1 (B) The Laboratory Central Services Program (Article 2
2 (commencing with Section 100250) of Chapter 2 of Part 1 of
3 Division 101).

4 (C) The National Laboratory Training Network (Section
5 131085).

6 (D) The Laboratory Field Services program (Chapter 3
7 (commencing with Section 1200) of Division 2 of the Business
8 and Professions Code).

9 (b) Under the jurisdiction of the Deputy Director for Licensing
10 and Certification:

11 (1) The General Acute Care Hospitals Licensing Program
12 (Chapter 2 (commencing with Section 1250) of Division 2).

13 (2) The Acute Psychiatric Hospitals Licensing Program (Chapter
14 2 (commencing with Section 1250) of Division 2).

15 (3) The Special Hospitals Licensing Program (Chapter 2
16 (commencing with Section 1250) of Division 2).

17 (4) The Chemical Dependency Recovery Hospitals Licensing
18 Program (Chapter 2 (commencing with Section 1250) of Division
19 2).

20 (5) The Skilled Nursing Facilities Licensing Program (Chapter
21 2 (commencing with Section 1250) of Division 2).

22 (6) The Intermediate Care Facilities Licensing Program (Chapter
23 2 (commencing with Section 1250) of Division 2).

24 (7) The Intermediate Care Facilities-Developmentally Disabled
25 Licensing Program (Chapter 2 (commencing with Section 1250)
26 of Division 2).

27 (8) The Intermediate Care Facilities-Developmentally
28 Disabled-Habilitative Licensing Program (Chapter 2 (commencing
29 with Section 1250) of Division 2).

30 (9) The Intermediate Care Facility-Developmentally
31 Disabled-Nursing Licensing Program (Chapter 2 (commencing
32 with Section 1250) of Division 2).

33 (10) The Home Health Agencies Licensing Program (Chapter
34 8 (commencing with Section 1725) of Division 2).

35 (11) The Referral Agencies Licensing Program (Chapter 2.3
36 (commencing with Section 1400) of Division 2).

37 (12) The Adult Day Health Centers Licensing Program (Chapter
38 3.3 (commencing with Section 1570) of Division 2).

39 (13) The Congregate Living Health Facilities (Chapter 2
40 (commencing with Section 1250) of Division 2).

1 (14) The Psychology Clinics Licensing Program (Chapter 1
2 (commencing with Section 1200) of Division 2).

3 (15) The Primary Clinics—Community and Free Licensing
4 Program (Chapter 1 (commencing with Section 1200) of Division
5 2).

6 (16) The Specialty Clinics—Rehab Clinics Licensing Program
7 (Chapter 1 (commencing with Section 1200) of Division 2).

8 (17) The Dialysis Clinics Licensing Program (Chapter 1
9 (commencing with Section 1200) of Division 2).

10 (18) The Pediatric Day Health/Respite Care Licensing Program
11 (Chapter 2 (commencing with Section 1250) of Division 2).

12 (19) The Alternative Birthing Centers Licensing Program
13 (Chapter 1 (commencing with Section 1200) of Division 2).

14 (20) The Hospice Licensing Program (Chapter 2 (commencing
15 with Section 1339.30) of Division 2).

16 (21) The Correctional Treatment Centers Licensing Program
17 (Chapter 2 (commencing with Section 1250) of Division 2).

18 (22) The Medicare/Medi-Cal Certification Program (Chapter 7
19 (commencing with Section 14000) of Part 3 of Division 9 of the
20 Welfare and Institutions Code).

21 (23) The Nursing Home Administrator Professional Certification
22 Program (Chapter 2.35 (commencing with Section 1416) of
23 Division 2).

24 (24) The Certified Nursing Assistants Professional Certification
25 Program (Chapter 2 (commencing with Section 1337) of Division
26 2).

27 (25) The Home Health Aides Professional Certification Program
28 (Chapter 8 (commencing with Section 1725) of Division 2).

29 (26) The Hemodialysis Technicians Professional Certification
30 Program (Chapter 3 (commencing with Section 1247) of Division
31 2 of the Business and Professions Code; Chapter 10 (commencing
32 with Section 1794) of Division 2).

33 (27) The Criminal Background Clearance Program (Chapter 2
34 (commencing with Section 1337), Chapter 3 (commencing with
35 Section 1520), Chapter 3.01 (commencing with Section 1569.15),
36 Chapter 3.4 (commencing with Section 1496.80) of Division 2,
37 and Chapter 4 (commencing with Section 11150) of Division 8).

38 (c) Under the jurisdiction of the Deputy Director for Health
39 Information and Strategic Planning:

- 1 (1) The Refugee Health Program (Subpart G of Part 400 of Title
2 45 of the Code of Federal Regulations).
- 3 (2) The Office of County Health Services (Article 5
4 (commencing with Section 101300) of Chapter 3 of Part 3 of
5 Division 101; Part 4.7 (commencing with Section 16900) of
6 Division 9 of the Welfare and Institutions Code).
- 7 (3) The Medically Indigent Services Program (Article 5
8 (commencing with Section 101300) of Chapter 3 of Part 3 of
9 Division 101).
- 10 (4) The Office of Vital Records (Part 1 (commencing with
11 Section 102100) of Division 102).
- 12 (5) The Office of Health Information and Research (Article 1
13 (commencing with Section 102175) of Chapter 2 of Part 1 of
14 Division 102; Section 128730).
- 15 (6) The Local Public Health Services Program (Article 5
16 (commencing with Section 101300) of Chapter 3 of Part 3 of
17 Division 101).
- 18 (7) The Center for Health Statistics (Part 1 (commencing with
19 Section 102100) of Division 102; Section 128730).
- 20 (8) The Medical Marijuana Program (Article 2.5 (commencing
21 with Section 11362.7) of Chapter 6 of Division 10 of the Health
22 and Safety Code).
- 23 (d) Under the jurisdiction of the Deputy Director for Primary
24 Care and Family Health:
 - 25 (1) The Maternal, Child and Adolescent Health program (Part
26 2 (commencing with Section 123225) of Division 106).
 - 27 (2) The Adolescent Family Life Program (Article 1
28 (commencing with Section 124175) of Chapter 4 of Part 2 of
29 Division 106).
 - 30 (3) The Advanced Practice Nurse Training program (Part 2
31 (commencing with Section 123225) of Division 106).
 - 32 (4) The Black Infant Health Program (Part 2 (commencing with
33 Section 123225) of Division 106).
 - 34 (5) The Breastfeeding Program (Article 3 (commencing with
35 Section 123360) of Chapter 1 of Part 2 of Division 6).
 - 36 (6) The California Diabetes and Pregnancy Program (Part 2
37 (commencing with Section 123225) of Division 106).
 - 38 (7) The California Initiative to Improve Adolescent Health (Part
39 2 (commencing with Section 123225) of Division 106).

1 (8) The Childhood Injury Prevention Program (Article 4
2 (commencing with Section 100325) of Chapter 2 of Division 101).

3 (9) The Comprehensive Perinatal Services Program (Article 3
4 (commencing with Section 123475) of Chapter 2 of Part 2; Section
5 14134.5 of the Welfare and Institutions Code).

6 (10) The Fetal and Infant Mortality Review Program (Article
7 1 (commencing with Section 123650) of Chapter 3 of Part 2 of
8 Division 106).

9 (11) The Human Stem Cell Research Program (Chapter 3
10 (commencing with Section 125290.10) of Part 5 of Division 106;
11 Chapter 1 (commencing with Section 125300) of Part 5.5 of
12 Division 106).

13 (12) The Local Health Department Maternal, Child and
14 Adolescent Health Program (Section 123255).

15 (13) The Maternal Mortality Review Program (Article 4
16 (commencing with Section 100325) of Chapter 2 of Division 101).

17 (14) The Oral Health Program (Part 2 (commencing with Section
18 123225) of Division 106).

19 (15) The Preconception Health and Health Care Initiative (Part
20 2 (commencing with Section 123225) of Division 106).

21 (16) The Regional Perinatal Programs of California (Article 4
22 (commencing with Section 123550) of Chapter 2 of Part 2 of
23 Division 106).

24 (17) The Perinatal Dispatch Centers Outreach and Education
25 Program (Article 4 (commencing with Section 123750) of Chapter
26 3 of Part 2 of Division 106).

27 (18) The State Early Childhood Comprehensive Services
28 program (Part 2 (commencing with Section 123225) of Division
29 106).

30 (19) The Sudden Infant Death Syndrome Program (Article 3
31 (commencing with Section 123725) of Chapter 3 of Part 2 of
32 Division 106).

33 (20) The Youth Pilot Program (Chapter 12.85 (commencing
34 with Section 18987) of Part 6 of Division 9 of the Welfare and
35 Institutions Code).

36 (21) The Office of Family Planning (Chapter 8.5 (commencing
37 with Section 14500) of Part 3 of Division 9 of the Welfare and
38 Institutions Code; Division 24 (commencing with Section 24000)
39 of the Welfare and Institutions Code), until June 30, 2012.
40 Commencing July 1, 2012, the duties, powers, functions,

1 jurisdiction, and responsibilities of the State Department of Public
2 Health regarding this office are hereby with the State Department
3 of Health Care Services.

4 (22) The Community Challenge Grant Program (Section 14504.1
5 of the Welfare and Institutions Code, and Chapter 14 (commencing
6 with Section 18993) of Part 6 of Division 9 of the Welfare and
7 Institutions Code).

8 (23) The Information and Education Program (Section 14504.3
9 of the Welfare and Institutions Code).

10 (24) The Family PACT Program (subdivision (aa) of Section
11 14132 and Section 24005 of the Welfare and Institutions Code),
12 until June 30, 2012. Commencing July 1, 2012, the duties, powers,
13 functions, jurisdiction, and responsibilities of the State Department
14 of Public Health regarding this program are hereby with the State
15 Department of Health Care Services.

16 (25) The Male Involvement Program (Section 14504 of the
17 Welfare and Institutions Code).

18 (26) The TeenSMART Outreach Program (Section 14504.2 of
19 the Welfare and Institutions Code).

20 (27) The Battered Women Shelter Program (Chapter 6
21 (commencing with Section 124250) of Part 2 of Division 106).

22 (28) The Women, Infants and Children Program (Article 1
23 (commencing with Section 123275) of Chapter 1 of Part 2 of
24 Division 106).

25 (29) The WIC Supplemental Nutrition Program (Article 1
26 (commencing with Section 123275) of Chapter 1 of Part 2 of
27 Division 106).

28 (30) The Farmers Market Nutrition Program (Section 123279).

29 (31) Genetic Disease Program (Chapter 1 (commencing with
30 Section 124975) of Part 5 of Division 106).

31 (32) The Newborn Screening Program (Chapter 1 (commencing
32 with Section 124975) of Part 5 of Division 106).

33 (33) The Prenatal Screening Program (Chapter 1 (commencing
34 with Section 124975) of Part 5 of Division 106).